IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 2ND MARCH 2007 / 11TH PHALGUNA 1928

WP(C).No. 29054 of 2006(H)

PETITIONER:

DR.D.SHEELA, LECTURER SENIOR SCALE, DEPARTMENT OF BOTANY, ST.THERESA'S COLLEGE, ERNAKULAM.

BY ADV. SRI.B.MOHANLAL

RESPONDENTS:

----

1. STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, HIGHER EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DEPUTY DIRECTOR OF COLLEGIATE EDUCATION, ERNAKULAM.

3. THE KERALA UNIVERSITY REPRESENTED BY ITS REGISTRAR, PALAYOM, THIRUVANANTHAPURAM.

R1 & R2 BY ADV. SHRI T.T. MUHAMMED)

R3 BY ADV. SRI.M.RAJAGOPALAN NAIR, SC, KERALA UTY.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C). NO. 29054 OF 2006 H

PETITIONER'S EXHIBITS:

EXT.P1 **TRUE COPY OF THE ORDER NO.A.C.F. 111/1/11276/98 DATED 28.7.2001.**

EXT.P2 **TRUE COPY OF THE ORDER NO.A.C.F.III/2/22735/03 DATED 13.10.2003 ISSUED BY THE THIRD RESPONDENT.**

// TRUE COPY//

PS TO JUDGE

K. M. JOSEPH, J.

W.P.C. NO. 29054 OF 2006 H

Dated this the 2nd March, 2007

JUDGMENT

Petitioner is aggrieved by non-disbursement of arrears of revised UGC salary in the post of Lecturer Senior Scale from 12.8.2001 to June, 2003. By Ext.P2, the respondent University has approved the promotion/placement of the petitioner as Senior Scale with effect from 12.8.2001. Petitioner relies on the decision of this Court in Cherian Mathew v. The Principal, S.B. College (1998 (2) KLT 144). Heard the learned Government Pleader also. The Writ Petition is disposed of as follows:

The second respondent, Deputy Director of Collegiate Education shall place his objections to the approval in Ext.P2 within a period of one month from the date of receipt of a copy of this Judgment before the third respondent. The third respondent will consider each and every objection of second respondent and take a decision in accordance with law, as expeditiously as possible and at any rate within a period of one

month from the date of receipt of the objection. The decision so taken shall be communicated to the petitioner and the second respondent. If the decision is to reiterate Ext.P2, the decision in Cherian Mathew v. The Principal, S.B. College (1998 (2) KLT 144) will govern, and the monetary benefits due to petitioner shall be released to her without any delay.

K. M. JOSEPH, JUDGE

kbk.